(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

CHHATTISGARH

W.P. NO. 1023 /2006

PETITIONER : Smt. Suman Mishra
aged about 37 years,
W/o Shri Pankaj Kumar Mishra
R/o Qtr. No. 10/B, Street no.02
Nandini Nagar
Dist. Durg (C.G.)

VERSUS

RESPONDENTS : 1. State of Chhattisgarh
Through : Secretary
Department of Higher Education
Mantralaya, D.K.S. Bhawan
Raipur (C.G.)

2. Chairman
Governing Body
Nagrik Kalyan Mahavidyalaya
Nandini Nagar, District
Durg (C.G.)

3. Nagrik Kalyan Mahavidyalaya
Trust
Through : Secretary, Governing
Body, Nandini Nagar, District
Durg (C.G.)

4. Incharge Principal
Nagrik Kalyan Mahavidyalaya
Nandini Nagar, Dist. Durg (C.G.)

5. Pt. Ravishankar Shukla
University, Through Kulpati
Raipur (C.G.)

P.R. No. 798/06
Presented by Shri Parmar Suryavanshi
dated 14/12/06

RECEIVED-COPY
D. Rajak 14/2/06
CLERK to A. G. BILASPUR

(2)

WRIT PETITION UNDER ARTICLE 226 OF CONSTITUTION OF INDIA

XI-HC-22

(43)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 1023/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

18-4-2006

Shri Ashok Swarnakar, counsel for the petitioner.

Shri A.S. Kachhawaha, Govt. Advocate for the State.

Heard..

By this petition under Article 226 of the Constitution of India, the petitioner challenges the order dated 24-12-2005 (Annexure-P/7) by which the petitioner has been removed from service.

The facts of the case are that the petitioner was appointed as Assistant Professor in Nagrik Kalyan Mahavidyalaya, Nandini Nagar, District Durg on 1-10-2001 (Annexure-P/2) and was receiving the salary as per the provision of grant-in-aid Rules. It is submitted that vide advertisements dated 9-7-2005 & 20-10-2005 (Annexure-P/6) applications were invited for the post of Assistant Professor and other vacant posts. The petitioner applied for the same. The interview held on 29-10-2005, in which she was not selected which is apparent from the removal order (Annexure-P/7).

It is pointed out that against the order of removal under College Code Statute No.28 appeal is provided. Counsel for the petitioner submits that the petitioner has submitted a

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(44)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 1023/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

representation before the Hon'ble Chancellor that has not been decided.

At this stage, learned counsel appearing for the State points out that the petitioner may prefer an appeal under the Statute.

Having considered the facts and circumstances of the case and material on record, the petitioner is directed to submit an appeal before the competent authority within a period of 15 days from today and on such appeal being submitted the same shall be considered and decided in accordance with law as expeditiously as possible preferably within a period of two months from the date of production/receipt of appeal. It is made clear that if any grievance still remains the petitioner may avail the remedy available under the law.

With the aforesaid observations the petition stands disposed of.

Consequently, M.(W.)P.No.798/2006 also stands disposed of.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

Gowri

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